

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 11</div>	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: center;">0003</div>		3. EFFECTIVE DATE <div style="text-align: center;">04-Jun-2004</div>		4. REQUISITION/PURCHASE REQ. NO. <div style="text-align: center;">W81D4A-4040-1566</div>		5. PROJECT NO.(If applicable)	
6. ISSUED BY U.S. ARMY CORPS OF ENGINEERS, CHARLESTON ATTN: CONTRACTING DIVISION 69-A HAGOOD AVENUE CHARLESTON SC 29403-5107		CODE <div style="text-align: center;">W912HP</div>		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center; font-weight: bold;">See Item 6</div>			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				<input checked="" type="checkbox"/> X		9A. AMENDMENT OF SOLICITATION NO. W912HP-04-B-0004	
				<input checked="" type="checkbox"/> X		9B. DATED (SEE ITEM 11) 15-Apr-2004	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> X The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> X is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) New survey data changes parts of the solicitation. See Summary of Changes. Questions and answers are provided for bidder's information. See Summary of Changes. No other changes are made to the solicitation.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 04-Jun-2004	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

A. SECTION 00010 - SOLICITATION CONTRACT FORM

The required response date/time 15-Jun-2004 02:00 PM has been added.

B. CLIN 0002 - The CLIN extended description has changed from:

Maintenance Dredging of unclassified material in Charleston Harbor, Lower Reaches and Wando River. Estimated Quantity.

To: Maintenance Dredging of unclassified material in Charleston Harbor, Lower Reaches and Wando River. Estimated Quantity indicated is comprised of material within the required channel prism including maximum pay slopes and two feet (2') allowable overdepth..

The pricing detail quantity has decreased by 865,000.00 from 1,700,000.00 to 835,000.00.

See attached new price schedule

B. CHANGES FROM NEW SURVEY DATA

As a result of new survey data, changes to the Estimated Quantity have been made to Section 00010, Contract Line Items, CLIN 0002 Maintenance Dredging. Estimated Quantity has been changed from 1,700,000 to 835,000 cubic yards.

Further, changes to the plans and specifications have been made. See below.

Any enclosures accompanying this amendment should be inserted in the plans and/or specifications as applicable. All superseded materials should be removed or adequately marked to indicate that they have been superseded.

Asterisks appear before and after the line or lines where revisions have been made to the specification text on the enclosed revised pages and pertain only to changes made by this amendment.

Specification

1. REPLACE Pages 4, 8, and 17 SECTION 02325, with the revised Pages 4, 8, and 17 Amendment 0003, attached.
2. The dredging of Shoal 10B has been deleted from this contract. Delete all references to Shoal 10B from these specifications.

Plans/Drawings

1. DRAWING NUMBER 8976, REPLACE Sheets 1,4,5,6, and 8 with the revised sheets 1, 4,5,6, and 8.

2. The dredging of Shoal 10B has been deleted from this contract. Delete all references to Shoal 10B from the drawings.

C. The following questions and answers are provided for your information:

1. QUESTION: May a hopper dredge be used on this project?

ANSWER: No. Hopper dredges may not be used because protected turtles will follow their food source into the harbor during warm months and be vulnerable to capture or damage by the hopper dredge.

2. QUESTION: Would it be possible to receive copies of the original autocad drawings of the project, specifically drawings No. 8976, Sheets 1 to 8 ?

ANSWER: No.

3. QUESTION: Is there additional survey data for the ODMS and surrounding areas and if so is it available?

ANSWER: No. The data provided is all that is available.

4. QUESTION: Is there any sort of limitation on the size and number of scows allowed to operate in the harbor at any time?

ANSWER: There is no limitation. However, multiple scows warrant special and specific consideration in the contractor's work plan, accident prevention plan and activity hazards analysis that are all submittals under this contract.

5. QUESTION: If 2 separate pieces of equipment are trying to complete the same shoal there will come a point that they will be restricted to the same location. Would it therefore be permitted to start the following assignment/shoal with one while completing the previous shoal with the other?

ANSWER: This would be acceptable as long as at least one piece of equipment continues to dredge and completes the work on the first shoal before moving to the next shoal.

6. QUESTION: In order to reduce the cleanup time of the backhoe/grab would it be allowed to use a plough device (also known as a dragbar)?

ANSWER: Yes.

---End of Questions---

No other changes are made to the solicitation.

(End of Summary of Changes)

Section 00010 - Solicitation Contract Form

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	Mobilization and Demobilization FFP PURCHASE REQUEST NUMBER: W81D4A-4040-1566	1	Lump Sum		

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0002	Maintenance Dredging FFP Maintenance Dredging of unclassified material in Charleston Harbor, Lower Reaches and Wando River. Estimated Quantity indicated is comprised of material within the required channel prism including maximum pay slopes and two feet (2') allowable overdepth. PURCHASE REQUEST NUMBER: W81D4A-4040-1566	835,000	Cubic Yard		

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0003	Dredge Data Logging System & FFP Diposal Area Report PURCHASE REQUEST NUMBER: W81D4A-4040-1566	1	Lump Sum		

NET AMT

TOTAL CONTRACT PRICE CLINS 0001-0003

1.3.2 Debris

Various debris such as logs, misplaced riprap, chains, buoy anchors, cables, miscellaneous trash, etc., may be encountered during dredging operations. If in the judgment of the Contracting Officer it can be removed during normal dredging operations, it shall be removed by the Contractor. This debris shall become the property of the Contractor and shall be removed from the jobsite. The removal and disposal of this debris shall be accomplished at no additional cost to the Government. Disposal of debris will not be permitted on the riverbanks, in navigable waterways or disposal areas unless otherwise specified.

1.4 ESTIMATED QUANTITIES

1.4.1 Estimated Quantities

The total estimated quantity of material necessary to be removed from within the specified limits to complete the work are as follows:

	SHOAL NUMBER	LOCATION	REQUIRED DREDGING PRISM	ALLOWABLE OVERDEPTH PRISM	TOTAL C.Y. PL. MEAS.
			C.Y. PL. MEAS. *	C.Y. PL. MEAS. **	
**	5A Lower	419+16 to 440+00	55,000	35,000	90,000
	6 Pt. 1	388+02 to 404+00	70,000	30,000	100,000
	6C	295+00 to 330+00	100,000	75,000	175,000
	10	103+76 to 125+00	75,000	45,000	120,000
	10A	86+85 to 106+72	100,000	50,000	150,000
	10C	5+00 to 32+00	55,000	45,000	100,000
	SUBTOTAL		455,000	280,000	735,000
<u>SECOND DREDGING:</u>					
	6 Pt. 1	388+02 to 404+00	75,000	25,000	100,000
	TOTAL		530,000	305,000	835,000 **

NOTE:* 1. Required depth will be as shown on the contract drawings.

* 2. The required dredging prism quantities include the option side slope material associated with the required depth.

3.2 INSPECTION

3.2.1 Inspection Requirements

The presence of a Quality Assurance Representative shall not relieve the Contractor of responsibility for the proper execution of the work in accordance with the specifications.

The Contractor will be required:

(a) To furnish, on the request of the Contracting Officer or any Quality Assurance Representative, the use of such boats, boatmen, laborers, and material forming a part of the ordinary and usual equipment and crew of the dredging plant as may be reasonably necessary in inspecting and supervising the work. However, the Contractor will not be required to furnish such facilities for the surveys prescribed in the Section 02325, paragraph FINAL EXAMINATION AND ACCEPTANCE.

(b) To furnish, on the request of the Contracting Officer or any Quality Assurance Representative, suitable transportation from all points on shore designated by the Contracting Officer to and from the various pieces of plant, and to and from the dumping grounds.

3.2.2 Noncompliance

Should the Contractor refuse, neglect, or delay compliance with these requirements, the specific facilities may be furnished and maintained by the Contracting Officer and the cost thereof will be deducted from any amounts due or to become due the Contractor.

3.3 ORDER OF WORK

** 3.3.1 Order of Work

The order of work shall be the dredging of each shoal in the order as listed below. Each shoal shall be dredged in its entirety before dredging commences on the next shoal, unless otherwise specified or approved by the Contracting Officer.

- (1) Shoal 5A
- (2) Shoal 6 Pt. 1
- (3) Shoals 10, 10A, and 10C, in that order
- (4) Shoal 6C
- (5) Second Dredging of Shoals 6 Pt.1

3.3.1.1 Acceptance Sections

For the purpose of acceptance, each shoal shall comprise an acceptance section.

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3.3.2 Advancement

Each shoal shall be dredged in its entirety before dredging commences on the next shoal. Approval of the Contracting Officer must be received by the Contractor before dredging may commence on the next shoal prior to the completion and acceptance of the previous shoal.

soundings or by sweepings, or both as determined by the Contracting Officer. Should any shoals, lumps, or other lack of contract depth be disclosed by this examination, the Contractor will be required to remove same by dredging at the contract rate of dredging, but if the bottom is soft and the shoal areas are small and form no material obstruction to navigation, the removal of such shoal may be waived at the discretion of the Contracting Officer. The Contractor or his authorized representative will be notified when soundings and/or sweepings are to be made and will be permitted to accompany the survey party. When the area is found to be in a satisfactory condition, it will be accepted finally. Should more than two soundings or sweeping operations by the Government over an area be necessary by reason of work for the removal of shoals disclosed at a prior sounding or sweeping, the cost of such third and any subsequent soundings or sweeping operations will be charged against the Contractor at the rate of \$2,500.00 per day for each day in which the Government plant is engaged in sounding or sweeping and/or is enroute to or from the site or held at or near the said site for such operations. The plant and method used for third and subsequent surveys will duplicate that used in previous surveys to the fullest possible extent. The request for acceptance surveys on any section shall be given at least five (5) days in advance of the estimated date of completion. The estimated date of completion shall be determined by the Contractor. The request for all Government surveys shall be submitted in writing by the Contractor and shall include the shoal number(s), stationing, and the expected date of completion.

3.14.2 Acceptance

Final acceptance of the whole or a part of the work and deductions or corrections of deductions made thereon will not be reopened after having once been made, except on evidence of collusion, fraud or obvious error, and the acceptance of a completed section shall not change the time of payment of the retained percentages of the whole or any part of the work.

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3.14.3 Acceptance of Work

Surveys will be conducted and acceptance of the dredging work shall be in the same order as specified in Section 02325, paragraph ORDER OF WORK. For the purpose of acceptance, each shoal shall comprise an acceptance.

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3.15 ACCOMMODATIONS AND MEALS FOR INSPECTORS (1965 APR OCE)

3.15.1 Office

The Contractor shall furnish regularly to Quality Assurance Representatives on board the dredge or other craft upon which they are employed a suitable separate room for office purposes. The room shall be fully equipped and maintained to the satisfaction of the Contracting Officer; it shall be properly heated, ventilated, and lighted, and shall have a desk which can be locked and chair for each Quality Assurance Representative, and washing conveniences. The entire cost to the Contractor for furnishing, equipping, and maintaining the foregoing accommodations shall be included in the contract price. If the Contractor fails to meet these requirements, the facilities referred to above will be secured by the Contracting Officer, and the cost thereof will be deducted from payments to the Contractor.